

FILED
Clerk
District Court

1 LIZAMA_D.gar5

2 OCT 24 2006

3 For The Northern Mariana Islands
4 By _____
5 (Deputy Clerk)

6
7 IN THE UNITED STATES DISTRICT COURT
8 FOR THE NORTHERN MARIANA ISLANDS

9 UNITED STATES OF AMERICA,)
10 Plaintiff,)
11 vs.)
12 DIONICIO REYES LIZAMA, JR.,)
13 Defendant,)
14 _____)
15 LUEN FUNG ENTERPRISE,)
16 Garnishee.)
17
18

CRIMINAL CASE NO. 97-00023

**AMENDED
ANSWER OF THE GARNISHEE**

20 I, LAI YEE WONG, BEING DULY SWORN DEPOSES AND SAYS:
21 (Affiant-person preparing/signing)

22 IF GARNISHEE IS AN INDIVIDUAL:

23 That he/she is Garnishee herein doing business in the name of _____
24 _____.

25 (State full name and address of business)

26 IF GARNISHEE IS A PARTNERSHIP:

27 That he/she is a member _____ of a partnership
28 composed of which Garnishee is a partner.

1 IF GARNISHEE IS A CORPORATION:

2 That he/she is the (State Official Title) VICE PRESIDENT/GEN. M&R. of Garnishee,
 3 LUEN FUNG ENT., (SAIPAN), INC. a corporation, organized under the laws of the
 4 SAIPAN, CNMI

5 IF GARNISHEE IS A GOVERNMENT ENTITY:

6 State name and address of agency, and name and official title of authorized
 7 representative: _____

8 _____
 9 _____
 10 _____

11 1. On SEPTEMBER 18, 2006, Garnishee was served with the Writ
 12 of Continuing Garnishment. For the pay period in effect on the date of service (shown above)

13 Yes No

14 ✓ Defendant was in my/our employ.

15 Pay period is weekly ___, bi-weekly ✓, semi-monthly ___, monthly ___.

16 The Defendant's present pay period began on 09/23/2006.

17 (Present means the pay period in which this order and notice of
 18 garnishment were served)

19 The Defendant's present pay period ends on 10/06/2006

20 Enter amount of net wages. Calculate below:

21 (a) Gross Pay	\$ <u>542 40</u> *
22 (b) Federal income tax	<u>41 49</u>
23 (c) F.I.C.A. income tax	<u>21 70</u>
24 (d) State/Local income tax	<u>63 19</u>
25 Total of tax withholdings	\$ <u>479 21</u> (a less total of b,c,d)
26 Net Wages	

27 // * Estimate only, based on the average of 102 hrs./pp at the rate of \$4 80/hr.
 28 // (bi-weekly)

1 Yes No

2.

Are you aware of any other garnishments, suggestions or levies currently in effect. If the answers is yes, please attach to this Answer a copy of each garnishment, suggestion or levy.

3.

Do you or will you in the foreseeable future, owe the defendant money? If your answer is yes, please provide the amount of money you will owe, the date or dates on which each payment is due, and the reason why you owe or will owe the money to the Defendant:

Type of Payment <u>(salary, commission, etc..)</u>	<u>Amount</u>	<u>Date Payment is Due</u>
1. <u>SALARY (pp 10/7/06 - 10/20/06)</u>	<u>\$ 479 ²¹</u>	<u>10- 25- 06</u>
2. <u>SALARY (pp 10/21/06 - 11/3/06)</u>	<u>479 ²¹</u>	<u>11- 8- 06</u>
3. <u>SALARY (pp 11/4/06 - 11/17/06)</u>	<u>479 ²¹</u>	<u>11- 22- 06</u>

4. If you currently have in your custody, control or possession property (other than earnings) in the form of savings accounts, pensions, thrift plans, etc., in which the Defendant maintains an interest, for each item of property provide the following information:

<u>Description of Property</u>	<u>Approximate Value</u>	<u>Description of Debtor's Interest</u>
1. _____	_____	_____
2. _____	_____	_____
3. _____	_____	_____
4. _____	_____	_____

24 //

25 //

26 //

27 //

28 //

5. For each item of property (other than earnings) which you expect to obtain custody or possession of in the foreseeable future, provide the following information:

<u>Description of Property</u>	<u>Approximate Value</u>	<u>Description of Debtor's Interest</u>	<u>Date you will obtain property</u>
1. _____	_____	_____	_____
2. _____	_____	_____	_____
3. _____	_____	_____	_____
4. _____	_____	_____	_____

Yes No

6. Do you make any claim of exemption on the part of Defendant? If yes, please explain the nature and basis of your claim:

Yes No

— ✓ 7. Do you have any objections to the garnishment of the Defendant? If yes, please explain the nature and basis of your objection:

1 8. Check the line below if you deny that you hold property subject to this order of
2 garnishment:

[The Garnishee was then in no manner and upon no account indebted or under liability to the Defendant, DIONICIO REYES LIZAMA, JR., and that the Garnishee did not have in his/her possession or control any property belonging to the Defendant, or in which the Garnishee has an interest; and is in no manner liable as Garnishee in this action.]

8 9. The Garnishee mailed a copy of this answer by first-class mail to (1) the Debtor,
9 DIONICIO REYES LIZAMA, JR., at P.O. Box XXXXXX, Saipan, MP 96950 and (2) the
10 attorney for the United States, Marivic P. David, Assistant United States Attorney, U.S.
11 Attorney's Office, Sirena Plaza, Suite 500, 108 Hernan Cortez Avenue, Hagåtña, Guam 96910-
12 5059.

LUEN FUNG ENTERPRISE
Garnishee

By: LAI YEE WONG
Name of person preparing Answer

The foregoing instrument was acknowledged before me this 8th day of October, 2006.



Notary Public
TERESITA C. PIAMONTE
Notary Public
Commonwealth of the Northern Mariana Islands
My Commission Expires Jan 2024
P.O. Box 500686 CK, Saipan, MP 96950-0686